### State of California, State Water Resources Control Board **Division of Water Rights**

P.O. Box 2000, Sacramento, CA 95812-2000 Info: (916) 341-5300, FAX: (916) 341-5400 Web: <a href="http://waterrights.ca.gov">http://waterrights.ca.gov</a>

#### SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FORM

#### Owner(s) of Record:

JULIUS HIMMELSBACHER

S002047

2005, 2006, 2007

Notifying the Division of Water Rights of ownership or address changes is the responsibility of the claimant

Please Complete and Return This Form by JULY 1, 2008.

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РО ВОХ	HIMMELS							Agent: Address:	•	INEL	VAC	てい	E BR	,
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Phone N	o. 4 <del>0</del> 8-30	36=5419- (	TWT OI	- SKKV	1010			Phone N	0.	,				
Fax No.								Fax No.				AU(	19	2009
E-mail A	\ddress:							E-mail A	ddress:					
Source N	ame: LOV	E CREEK							•		4/	200		
Tributary									N	Year of Fin of Diversion		902	•	
-	Santa Cru within: N		IE 1/4 Sec	tion 4, T 1	0 S, R 2 \	W, MDB&W	I		Asses	or Diversion sor Parcel N the Diversion	lumber			
A.	Water is	Used Un	<u>der</u> : Ripa	rian claim	Pre-	1914 claim	Co	urt Decree	No.:	Othe	r (explain)	:		
В.	Year of I	First Use:	(Please p	rovide if m	issina in 1	he Division	of Rights	database (	ewrims))					
C.	Rate of I	Diversion	: The rate	of diversion	on of wate	er for each	month use	d and ente	red in the ta	ble below is	shown in	units of:		
	Year	Jan	Feb	Mar	Apr	May	June	July	Aŭg	Sept	Oct	Nov	Dec	Average Rate
	2005			<del> </del>										
	2006 2007								1					
D.	Quantity Gal	of Water	Used: Th	ne quantity Million G	of water allons (M	used each G)	month and	d entered ir Acre-feet (A	n the table b	elow is sho	wn in units	s of:		
	Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
	2005													
	2006					<del> </del>			1	-	+	<del> </del>	-	
	2007			<u> </u>					1		1			
E.	Purpose					ated, stock			.,					
	Irrigation				_ acres;	Stockwa	itering		<del></del> :	Domestic .			;	
	Other (s	pecify)								· · · · ·				
	Parcel N	lumber(s)	of Place of	Use:										
F.	Change (New pu	s in Metho mp, enlaro	od of Dive ged diversi	e <u>rsion</u> – De on dam, lo	escribe ar	ny changes diversion, o	in your prett.)	oject since	your previou	us statemer	nt was filed	d.		
			<del></del>	_				·	<del>- i</del>	4-			_	
G.	Please a	answer onl	y those qu	estions be	low which	n are applic	able to you	ur project.						
		nservation	•			••	•							
	9	Are vou	now empl	ovina wate	r conserv	ation effort	s? YFS		NO					
	a.	Describe	any wate	r conserva	tion effor	ts you have	initiated:		<u> </u>					
	b.		e claiming e amount o			servation u	ınder sectio	on 1011 of	the Water C	ode for you	r claimed	pre-1914 a	appropriati	ve right, please
									•					
		Reduction Year	on in Diver	sions: 	(AF/M	G) Year _			_ (AF/MG)	Year		(	(AF/MG)	

		Reduction in cons Year	umptive use: (AF/MG)	Year	(AF/MG) Year		(AF/MG)
		I have data to sup	port the above surface	water use reductions due	to conservation effor	ts. YES NO _	
2.	Wat	ter quality and wast	ewater reclamation				
	a.	Are you now or ha a degree which ur	ave you been using reclar reasonably affects suc	aimed water from a waste h water for other benefici	ewater treatment facili	ity, desalination facility	y or water polluted by waste to
	b.	If you are claiming appropriative right supply used:	g credit due to the subst t under section 1010 of	itution of reclaimed water the Water Code, please s	, desalinated water or show amounts of redu	r polluted water in lieu ced diversions and ar	of a claimed pre-1914 mounts of substitute water
		Amount of reduce Year		Year	(AF/MG) Year		(AF/MG)
		State the type of s	substitute water supply:				_ <del></del>
		Amount of substitu Year I have data to sup	ute water supply used: (AF/MG) port the above surface	Yearwater use reductions due	(AF/MG) Year to the use of a substi	itute water supply. YE	(AF/MG) ES NO
3.	Con	junctive use of surf	ace water and groundw	ater			
	a.	Are you now using	g groundwater in lieu of	surface water? YES	NO	- •	
	b.	Code please show	withe amounts of group	itution of groundwater for dwater used: Year water use reductions due			ler section 1011.5 of the Water(AF/MG) O
		and that it may be r the future.	necessary to document	the water savings claime	d in "F" above if credit	under Water Code se	ections 1010 and 1011 is
de	clare	that the information	n in this report is true to	the best of my knowledge	e and belief.		
DΑ	TE: _		, 20 at				, California
SIG	NAT	URE:					
PR	INTE	NAME:	(first name)	(middle initial)		(last name)	
				(mode mida)		(idot name)	
TE		If there is in		r answers, please use th		ow or add an attachme	ent sheet.
			•				
			GENERAL INFO	RMATION PERTAINING	TO WATER RIGHTS	S IN CALIFORNIA	

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. After the formation of the California Water Commission back on December 19, 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

ST-SUPPL (4-08) Page 2 of 2 S002047

### State of California, State Water Resources Control Board . **Division of Water Rights** P.O. Box 2000, Sacramento, CA 95812-2000 Info: (916) 341-5300, FAX: (916) 341-5400 Web: <a href="http://waterrights.ca.gov">http://waterrights.ca.gov</a>

2002, 2003, 2004

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE
If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return This Form by JULY 1, 2005.

\*If the mail recipient's name, address or phone No. is wrong or missing, please correct.

Owner of Record: JULIUS HIMMELSBACHER;

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING: JULIUS HIMMELSBACHER **PO BOX 224 BEN LOMOND, CA 95005** 

ST-SUPPL (1-05)

Referred Mail

STATEMENT NO.: S002047 CONTACT PHONE NO.: (408)336-5419

tary To:	LOVE (	DRENZO	RIVER		= ·								
ty: sion Withir	Santa ( n: NW1/4		Section 04	4, T10S, R	02W, MB	ķМ	• •		ear of First arcel Numb		962		
Water is	Used Und	er: Ripa	rian clairn		Pre-19	14 riaht		Other (exp	lain):				
		rst Use: (Please provide if missing above)							Other (explain):				
		of Use: Enter the amount (or the approximate amount) of water used e							using the ta	ible below	/.	.;	
Amounts	below are	in: Galloi	ns		Million Gal	lons (MG)		Acre-	feet (AF) _	4	Othe	er	
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Arınua
2002												-	
2004											_		
								;	Domestic _	<del></del> <u>-</u>		<u></u> ;	
Change (New pure	s in Method mp, enlarge nswer only aservation o	d of Diversion	rsion – De on dam, lo estions be	escribe an cation of c	y changes diversion, e are application efforts	in your proetc.)	ject since	your previou	·····		<del>-</del>		
Change (New pur Please a 1. Cor a.	nswer only nservation of Are you are show the are shown the are shown are shown to a servation of the shown the are shown the ar	d of Diversion diversion those questions of water constructions of the construction of	estion – Depondent, lo estions be estions be eving water conserva credit for v f water consions:	escribe an cation of colors which r conservation efforts water conserved:	y changes diversion, e are application efforts s you have	in your proetc.) able to you s? YES_ initiated:	r project.	your previou	s statemen	t was filed	d. pre-1914	appropriati	
Other (s) Change: (New pur- Please a  1. Cor a. b.	nswer only nservation of Are you not Describe a show the a Reduction of Reduction are shown as Reduction of R	those que f water we emplo any water claiming camount of in Divers	rsion – Dependent long water conserva	escribe an cation of cation of conservation efforts water conserved:	y changes diversion, e are application efforts s you have servation u	in your protect.)  able to your services.  services.	r project.	NO the Water Co	s statemen	r claimed	pre-1914 :	appropriati (AF/MG)	g. Potatuje
Other (s) Change: (New pure) Please a 1. Cor a. b.	nswer only nservation of Are you not Describe a show the a Reduction of Reduction are shown as Reduction of R	those que f water we emplo any water claiming camount of in Divers	rsion – Dependent long water conserva	escribe an cation of cation of conservation efforts water conserved:	y changes diversion, e are application efforts s you have servation u	in your protect.)  able to your services.  services.	r project.	your previou	s statemen	r claimed	pre-1914 :	appropriati (AF/MG)	g. T

Page 1 of 2 📑

		ter quality	and waste	water reclam	ation				
	a.	Are you a degree	now or have which un	ve you been i reasonably at	using reclaim ffects such w	ed water from a wa ater for other benef	stewater treatment facility, descicial uses? YES NO	alination facility or water	er polluted by w
للغت	b.	If you are	claiming	credit due to	the substituti	on of reclaimed wa	ter, desalinated water or pollute e show amounts of reduced div	d water in lieu of a cla	imed pre-1914 of substitute wat
		Amount	of reduced	diversion:		a real state of the contraction	e anno a constant a co		
11.04		Year			(AF/MG) Yea	ar	(AF/MG) Year	(AF/	MG)
	••	State the	type of su	ıbstitute wate	r supply:	,			<del>د</del> : ۱: ت
	. •	Amount of	of substitu	te water supp	iy used:	ar	(AF/MG) Year	(AF/	(MG)
		i have da	ta to supp	ort the above	surface water	er use reductions d	ue to the use of a substitute wa	ter supply. YES	NO
	Con			ce water and				очрр.у. 120	
	a.		:		•		NO		
		•	4						
	b	Code, ple	claiming ease show	credit due to the thickness that the armounts	the substitution of groundwa	on of groundwater f ter used:	or a claimed pre-1914 appropri	ative right under section	on 1011.5 of the
		Year		(	(AF/MG) Yea	ar	(AF/MG), Year	, (ΔΕ/	MG)
							ue to the use of groundwater.		
חות	ersta	and that it	may be ne	ecessary to de	ocument the	water savings claim	ed in "F" above if credit under V	Vater Code sections 1	010 and 1011 i
dec	ht in lare	the future	formation	in this report i	is true to the	best of my knowled	ge and belief.		
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## \*\* PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS '

# STATE WATER RESOURCES CONTROL BOARD DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

# SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

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SOURC	E: LOVI	E CREEI	( ι∩ρενί	ΖΟ ΡΤΙΙΙ	70	ii.	•	• • •	. 1				
COUNT	Y: SAN	ra cruz	Z			S, R2W	, MDB&N	И.	Y	(408)	NE NUM 336-541 FIRST	9	196
If any o	f the ab	ove info	rmation	is inacc	urate or	missing	, please	correct	•			nership	or
address	changes		_					,					
		CON	<b>APLETE</b>	AND R	ETURN	THIS FO	ORM BY	JULY 1	199	95			
A. Wat	er is use					: ; Pre	1914 rig	aht	; 0	ther (ex	olain)		<del></del>
	er is use	ed under	: Ripari	an claim	۱			ght	; O	ther (ex	olain)		
В. <u>Yea</u>	r of first	ed under use (Pl	: Ripari	an claim	n	above) _			<del></del>				
B. <u>Yea</u> C. <u>Am</u>	÷ .	ed under use (Pl	: Ripari ease pro	an claimovide if r	n nissing a	above) _ ised eac			<del></del>				 vn,
B. <u>Yea</u> C. <u>Am</u> che	r of first	ed under use (Pl lse - Ent nonths in	: Ripari ease pro er the ar which v	an claim byide if r mount of water wa	n missing a f water u as used.	above) _ ised eac	h month	. If mon	thly and				 vn,
B. <u>Yea</u> C. <u>Am</u> che	r of first ount of U ock the m	ed under use (Pl lse - Ent nonths in w are:	ease proef the arm which we had	an claim ovide if r mount of water wa	n missing a f water u as used.	above) _	h month	. If mon	thly and	annual (	use are r	ot know	
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B. <u>Yea</u> C. <u>Amo</u> che Amou	r of first ount of U ock the m	ed under use (Pl lse - Ent nonths in w are:	ease proef the arm which we had	an claim ovide if r mount of water wa	n missing a f water u as used.	above) _ used eac Acre-fee	h month	. If mon	thly and	annual (	use are r	ot know	
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\*\*\* CONTINUE ON BACK PAGE \*\*\*

WR40-1 (1/95)

E.						changes in you location of dive		nce your previou	ıs statement
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		4	·				•		
F.	If pa	art of the v	water liste	d in Part C⊭con	sists of re	claimed or poll	uted water,	please indicate	the annual
,F.				d in Part Croon or polluted wate	er in the s		ч	please indicate	the annual
F.					er in the s	pace below.	ч	please indicate	the annual
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F.	ame	ounts of re	eclaimed o	or polluted wate	er in the s	pace below.		please indicate	
	I de	ounts of re	penalty of p	or polluted wate	er in the s	this report is true	to the best of		belief.
D/	amo	clare under	penalty of p	or polluted wate	ormation in	this report is true	to the best of	my knowledge and	belief.
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#### GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

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Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

"Statements of Water Diversion and Use"

"Information Pertaining to Water Rights in California"

"Water Rights for Stockponds Constructed Prior to 1969"

"Appropriation of Water in California"

# STATE WATER RESOURCES CONTROL BOARD **DIVISION OF WATER RIGHTS**

P.O. BOX 2000 SACRAMENTO, CA 95812-2000 (916) 657-1875

### SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

j	ULI	US	HIM	MEI	LSE	3 A C	HER
P	0	X08	22	4			

DIVERTER OF RECORD:

STATEMENT NO: 002047

BEN LOMOND, CA 95005 TELEPHONE NUMBER:

(403) 336-5419

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: LOVE CREEK

TRIBUTARY TO: SAN LORENZO RIVER

COUNTY: SANTE CRUZ

YEAR OF FIRST USE: 1952

DIVERSION

i

WITHIN: NW1/4 OF NE1/4 SECTION 04, T105, ROZW, MD8&M.

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1993

# GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriate right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

<sup>&</sup>quot;Statements of Water Diversion and Use"

<sup>&</sup>quot;Information Pertaining to Water Rights in California"

<sup>&</sup>quot;Water Rights for Stockponds Constructed Prior to 1969"

<sup>&</sup>quot;Appropriation of Water in California"

# STATE OF CALIFORNIA THE RESOURCES AGENCY STATE WATER RIGHTS BOARD

# STATEMENT OF WATER DIVERSION AND USE This statement should be typewritten or legibly written in link.

Name of person diverting water	Julius Himme	elsbacker.	Men bu		رُو الراب الراب الر
Address 401 Love Cr	eek Rd. Ben	Lonond Cal	II ORAA	 E	* *
Name of body of water at point of Tributary to San Lore	diversion LOVE	Crock		Lighter de de	و مَارِقُون <u> د د د د د د د د د د د د د د د د د </u>
Tributary to San Lor	4020	क्षा कृष्ण सम्बद्धाः अत्र स्ट्यू । स्टब्स	ټ.		
Place of diversion 1/4					
Santa Crus	74 Section	Township.	Ren		
Santa Crus County	, or locate it on sket	ch of section grid	on reverse side	with regard	to section i
		Control of the control	li t		733
Name of works	- Property - Author - Comment	The free party	to sometime	s ally or coin	Name of
_		70-1	The state of the s	-	
Consider annual a	numps, each	. gere.bel	<b>210.</b>		cubic feet par s gallous per cain
Capacity of storage reservoir.	Install	ed on June	1987Y=P		gallons
State quantity of water used each mon	th in gallons or acre	-feet	1.834		acre-feet
Year Jan. Feb. Mar. Ap			ا المنام (منسودا		. 10
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		701 701	Pu . 201		<b></b>
If monthly and annual use are not kno	own, check months	in which water w	as used. State	atent of ne	in pain
acted of each crop irrigated, average ni	umber of nersons see	بالمراجعة المخا			
garden, shrubs and fi	amily orchai	d (31 fru	ttrees		
Maximum annual water use in recent ye	ears 500,0			77 5 12 3 T	7.1.30
Minimum annual water use in recent ye					pilone cre-fest
		1.7			allous
Type of diversion facility: gravity					
Method of measurement: weir,	flume, elec	ric power meter	Water		cationale X
Purpose of use (what water is being to	•				
to rend a	ou lor)				
			1:2		
General description or location of place	of use (use sketch	of section said A			
77-011-3	1 4 77-011-	30 (see s	ke toh	yeu cente).	
	·			98.4	
Year of first use as nearly as known	1309	4000年			3.4
Name of person filing statement	Julius Himm				
Position Machinist	. [		1106		374
	Organiza	ion			
Address 401 Love Greek			ond, Call	95005	
tify that the foregoing statements are i	2 CELU PU . É.				
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